

A CERTIFIED TRUE COPY

AUG - 2 2006

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUL 17 2006

FILED
CLERK'S OFFICE

DOCKET NO. 1407

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

Gary Dale Wise, et al. v. Schering-Plough Corp., W.D. Washington, C.A. No. 2:03-3790
(W.D. Arkansas, C.A. No. 4:03-4119)

Arthur Cheeks, et al. v. Bayer Corp., et al., W.D. Washington, C.A. No. 2:03-890
(E.D. Louisiana, C.A. No. 2:03-132)

CONDITIONAL REMAND ORDER

The transferee court in this litigation has advised the Panel that coordinated or consolidated pretrial proceedings in the above-captioned actions have been completed and that remand to the transferor courts, as provided in 28 U.S.C. §1407(a), is appropriate.

IT IS THEREFORE ORDERED that the above-captioned actions be remanded to their respective transferor courts.

IT IS ALSO ORDERED that, pursuant to Rule 7.6 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 436-38 (2001) (Rules), the transmittal of this order to the transferee clerk for filing shall be stayed 15 days from the date of this order. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel. This order does not become effective until it is filed in the office of the Clerk for the United States District Court for the Western District of Washington.

IT IS FURTHER ORDERED that, pursuant to Rule 7.6(g), and coinciding with the effective date of this order, the parties shall furnish the Clerk for the Western District of Washington with a stipulation or designation of the contents of the record to be remanded and all necessary copies of any pleadings or other matter filed so as to enable said Clerk to comply with the order of remand.

FOR THE PANEL:

Inasmuch as no objection is
pending at this time, the
stay is lifted.

AUG - 2 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION


Jeffrey M. Lüthi
Clerk of the Panel

**UNITED STATES OF AMERICA
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

CHAIRMAN:

Judge Wm. Terrell Higgins
United States District Court
Middle District of Florida

MEMBERS:

Judge D. Lowell Arnesen
United States District Court
Northern District of California

Judge J. Frederick Maly
United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vnall
United States District Court
District of Kansas

Judge David R. Hunsaker
United States Court of Appeals
Ninth Circuit

Judge Anthony J. Scirius
United States Court of Appeals
Third Circuit

DIRECT REPLY TO:

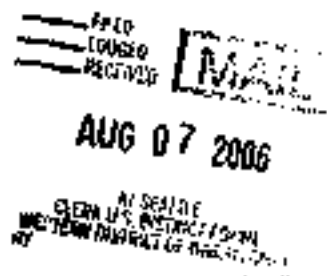
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August 2, 2006

Bruce Rifkin, Clerk
U.S. Courthouse
700 Stewart Street
Seattle, WA 98101



Re: MDL-1407 -- In re Phenylpropanolamine (PPA) Products Liability Litigation

Gary Dale Wise, et al. v. Schering-Plough Corp., W.D. Washington, C.A. No. 2:03-3790

(W.D. Arkansas, C.A. No. 4:03-4119)

Arthur Cheeks, et al. v. Bayer Corp., et al., W.D. Washington, C.A. No. 2:03-890

(E.D. Louisiana, C.A. No. 2:03-132)

Dear Mr. Rifkin:

I am enclosing a certified copy and one additional copy of a conditional remand order filed by the Panel in the above-captioned matter on July 17, 2006. The order was entered pursuant to 28 U.S.C. § 1407(a) which provides that "[E]ach action so transferred by the Panel shall be remanded by the Panel at or before the conclusion of such pretrial proceedings to the district from which it was transferred...."

Please note that transmittal of the order was stayed fifteen (15) days to give any party an opportunity to oppose the remand. The 15-day period has now elapsed, no opposition has been received, and the order is directed to you for filing.

Pursuant to Rule 7.6(g) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 438 (2001), parties are to furnish you with a stipulation or designation of the contents of the record to be remanded and all necessary copies of any pleading or other matter filed to enable you to comply with the remand order.

Very truly,

Jeffery N. Lüthi
Clerk of the Panel

By: Denise Morgan
Deputy Clerk

Enclosures

cc: Transferee Judge: Judge Barbara Jacobs Rothstein
Transferor Clerks: Loretta G. Whyte, Christopher R. Johnson

JPML Form 41